

CABINET FOR HEALTH AND FAMILY SERVICES

Department for Public Health

Division of Maternal and Child Health

(Amendment)

911 KAR 2:100. Kentucky Early Intervention Program definitions

RELATES TO: 20 U.S.C. 1471-1485

STATUTORY AUTHORITY: KRS 194A.050, 200.650-676

NECESSITY, FUNCTION, AND CONFORMITY: KRS 200.650 to 200.676

requires the Cabinet for Health and Family Services to administer all funds appropriated to implement provisions, to enter into contracts with service providers, and to promulgate administrative regulations necessary to implement KRS 200.650 to 200.676. This administrative regulation sets forth definitions of terms used by the cabinet to administrative regulation pertaining to First Steps, Kentucky's Early Intervention Program.

Section 1. Definitions.

(1) "Assessment" means the ongoing procedures used by appropriate qualified personnel throughout the period of a child's eligibility in First Steps to identify the child's unique strengths and needs, and the services appropriate to meet those needs; and the resources, priorities and concerns of the family and the supports and services necessary to enhance the family's capacity to meet the developmental needs of their infant or toddler with a disability.

(2) “Assistive technology device” means any item, piece of equipment, or product system, whether acquired commercially off the shelf, modified, or customized, that is needed to increase, maintain, or improve the functional capabilities of a child with a disability and which is necessary to implement the individualized family service plan.

(3) Assistive Technology Service means a service that directly assists the child with a disability in the selection, acquisition, or use of an assistive technology device.

(4) “Child find” is defined by KRS 200.654(3).

(5) “Direct Supervision” means the continuous, on-site observation and guidance as activities are implemented with children and families.

(6) “Disciplines” means those professionals recognized by First Steps to practice in early intervention services.

(7) “District Early Intervention Committee” or “DEIC” is defined by KRS 200.654(6).

(8) “Early Intervention services” is defined by KRS 200.654(7).

(9) “Early Intervention team” means two (2) or more disciplines providing services to a child and family that employ any one (1) of the team models that include a multidisciplinary team.

(10) “Established Risk means a diagnosed physical or mental condition that has a high probability of resulting in a developmental delay.

(11) “Evaluation” means the use of procedures to determine eligibility for First Steps services.

(12) “Family Centered” means practices that are driven by families priorities and choices; support the family’s role as the constant in a child’s life; complement a family’s natural activity settings and daily routines, and support, respect, encourage, and enhance the strengths, and competence, and confidence of the family.

(13) “First Steps” means Kentucky’s early intervention system and is defined by KRS 200.654.

(14) “Homeless Child” is defined by P.L. 107-110 Section 725(2) and (6) of the McKinney-Vento Homeless Assistance Act.

(15) “Interdisciplinary team” means professionals working together cooperatively in both planning and delivering services to the eligible child.

(16) “Image Consistency Kit” means the guidelines developed by the Interagency Coordinating Council Public Awareness committee for the purpose of ensuring that any use of the First Steps logo and other public awareness materials shall be consistent and in conformity with exact specifications set forth by the committee.

(17) “Indirect supervision” means the regular, periodic, on-site observation and guidance as activities are implemented with children and families.

(18) “Individualized Family Service Plan” or “IFSP” is defined by [in] KRS 200.654(9).

(19) “Kentucky High Risk Hearing Registry” is defined by KRS 213.046.

(20) "Mentorship" is a limited period of one (1) year of indirect supervision.

(21) "Multidisciplinary team" is defined by KRS 200.564(11).

(22) "Natural environments" means settings, such as the home and community, in which the child's age peers who have no disability normally participate.

(23) "Parent" means:

(a) A natural, adoptive, or foster parent of a child (unless a foster parent is prohibited by State law from serving as a parent);

(b) A guardian (but not the state if the child is a ward of the State);

(c) An individual acting in the place of a natural or adoptive parent including a grandparent, stepparent, or other relative with whom the child lives, or an individual who is legally responsible for the child's welfare; or

(d) Except as used in sections 615(b)(2) and 639(a)(5) of PL 108-446, an individual assigned under either of those sections to be a surrogate parent.

(24) "Period of eligibility" means the time from referral to First Steps to termination of services due to:

(a) Failure to meet initial program eligibility requirements;

(b) Attainment of age three (3);

(c) Documented refusal of service by parent or legal guardian inclusive of disappearance; or

(d) Change of residence to another state.

(25) "Point of Entry" or "POE" is defined by KRS 200.564(12).

(26) "Prematurity" means a gestational age, at birth, of less than thirty-seven (37) weeks.

(27) “Primary referral source” means those in the community who have the greatest opportunity, by virtue of their work, their relationship to children or their special knowledge to refer a child to First Steps.

(28) “Primary Service Provider” means one professional selected by the multidisciplinary team as the team lead who provides regular support to the family and may be backed up by a team of other professionals who provide support to the primary service provider and may provide services to the child and family.

(29) “Provider action” means actions or decisions by the First Steps staff[,] and actions or decisions made by service providers relating to the identification, evaluation, and placement of the child or the provisions of appropriate early intervention services.

(30) “Qualified service provider” is defined by KRS 200.654(13).

(31) “Referral” means a child identified between birth and three (3) years of age who is a Kentucky resident or homeless within the boundaries of the Commonwealth and is suspected of having an established risk diagnosis or a developmental delay as confirmed by the cabinet approved screening protocol.

(32) “Regional Technical Assistance Team” means a professional and a parent of a child with a disability, where applicable, who provide technical assistance, training, and support to the point of entry, families, and providers to improve the services in the local community.

(33) “Transdisciplinary team” means professionals from various

disciplines working together cooperatively by educating one another in the skills and practices of their disciplines and a commitment to work together across traditional discipline boundaries being consistent with the training and expertise of the individual team members.

(34) "Ward of the State" means:

(a) A child who, as determined by the state where the child resides, is a foster child or is in the custody of a public child welfare agency.

(b) The term does not include a foster child who has a foster parent who meets the definition of a parent in subsection 24 of this section.